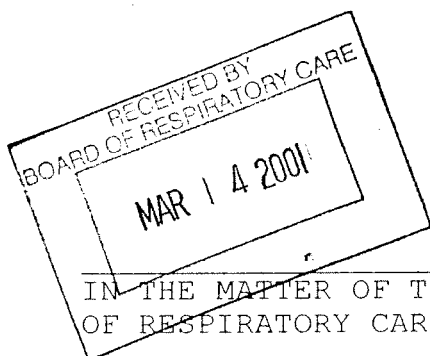


JOHN J. FARMER, JR.
ATTORNEY GENERAL OF NEW JERSEY
Division of Law - 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

By: Sandra Y. Dick
Deputy Attorney General
Tel. No. (973) 648-4738

FILED WITH THE BOARD OF
RESPIRATORY CARE

ON 14 March 2001
Sandra Y. Dick



STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF RESPIRATORY CARE

IN THE MATTER OF THE PRACTICE :
OF RESPIRATORY CARE BY:

Administrative Action

IDA EVANS

IN THE STATE OF NEW JERSEY

CONSENT ORDER

This matter was opened to the New Jersey State Board of Respiratory Care upon receipt of information that Ida Evans had been convicted of possession of Controlled Dangerous Substances on 11/9/98, and had admitted selling marijuana in 1997. The Board considered information that Ms. Evans has successfully completed probation, has successfully undergone urine screening, denies the use of controlled substances, and is willing to undergo counseling. The Board has reviewed all relevant documentation submitted.

The Board found that having acknowledged the information regarding controlled dangerous substances outlined above, respondent has demonstrated sufficient rehabilitation and fitness

RECEIVED BY
BOARD OF RESPIRATORY CARE
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to continue to practice respiratory care, so long as she complies with the conditions required by this Order. The parties being desirous of resolving this matter, and the Board finding that the within Consent Order is adequately protective of the public interest;

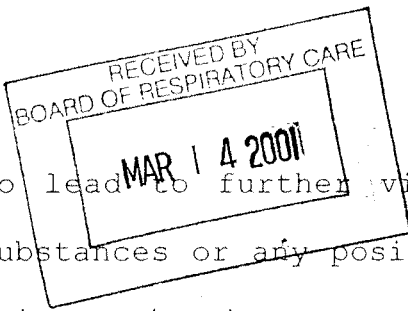
IT IS ON THIS 6 DAY OF FEBRUARY, 2001,

ORDERED:

1. That Ida Evans shall be permitted to retain her respiratory care license in the State of New Jersey on the following conditions:

a. Ida Evans will undergo counseling or psychotherapy with a substance abuse counselor, psychologist or psychiatrist (approved in advance by the Board of Respiratory Care) for a minimum of one year from the date of this Order, at her expense, the frequency to be determined by the counselor or psychotherapist. Any reduction in the schedule of treatment, discontinuance of treatment or change in counselor or psychotherapist shall require prior approval of the Board.

b. Ida Evans shall be responsible to ensure that her treating counselor or psychotherapist or any successor, shall supply quarterly reports to the Board regarding her progress. An immediate (within 24 hours) report, both orally and in writing, shall be made by the counselor or psychotherapist to the Board of any information which in his or her reasonable judgment is likely



to lead to further violation of the laws regarding controlled substances or any positive urine screen or failure to appear for urine monitoring or any scheduled appointment for psychotherapy, or any unilateral discontinuance of treatment whether initiated by Ida Evans or by the therapist. Further, Ida Evans expressly waives any claim to privilege or confidentiality that she may have concerning the above outlined reports and disclosures by her treating counselor or psychotherapist to the Board.

c. Ida Evans shall refrain from the use of all controlled substances unless specifically prescribed by a treating physician for a legitimate medical purpose, and in the usual course of the treating physician's medical practice.

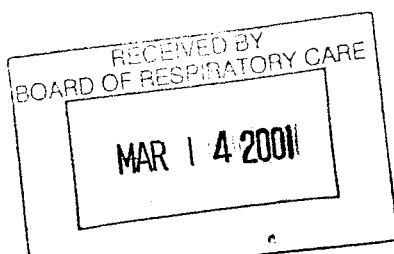
d. Ida Evans shall submit to random urine monitoring a minimum of three times over the next year, under the supervision of her counselor or psychotherapist, or a program or individual approved in advance by the Board, the time and place of same to be determined by the monitoring program with no more than 24 hour notice and to be performed in accordance with their protocol. Ida Evans shall provide a copy of this Order to the program providing urine monitoring.

e. Ida Evans shall become knowledgeable about any and all foods or food additives or other products which may confound the validity of urine screening and shall refrain from ingesting or otherwise using or employing any such product.

f. If any controlled substance is taken by Ida Evans upon prescription or dispensed by a physician, she shall notify the urine tester of that fact before the next urine sample is submitted, and shall have her treating physician transmit the medical record immediately to the urine tester.

g. Ida Evans shall notify a responsible official (approved in advance by the Board of Respiratory Care), at her place of employment, at each and every facility at which she practices respiratory care, of her criminal conviction, and that she has entered this Order. Such individual shall be in contact with Ida Evans on a daily basis at work and Ida Evans shall authorize each such individual to submit to the Board quarterly reports and to notify the Board immediately (within 24 hours) orally and in writing, at 973-504-6409 and at 124 Halsey Street, Newark, New Jersey 07101, of any behavior or conduct suggestive of substance abuse or behavior indicative of violation of the laws regarding controlled substances or in violation of this Order. Ida Evans shall provide the Board with the identity of the individual to whom she has provided the notice required by this paragraph. She shall provide a copy of this Order to that designated member of the staff.

h. All costs associated with the counseling, psychotherapy and urine monitoring program outlined above shall be paid directly by Ida Evans.

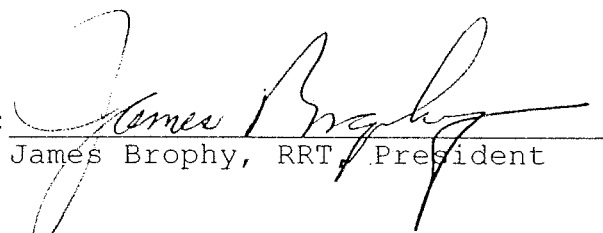


2. Ida Evans hereby consents to the entry of an Order of Automatic Suspension of license, upon the Board's receipt of any information which the Board in its sole discretion deems reliable that she has materially failed to comply with any of the conditions set forth above, any other provision of this Order, or any report of a confirmed positive urine, or a prima facie showing of drug abuse, possession of controlled dangerous substances or distribution of such substances.

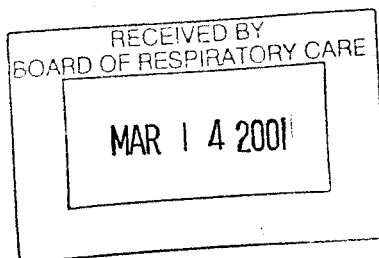
3. Ida Evans shall have the right to apply for removal of the automatic suspension on two (2) days notice but in such event shall be limited to a showing that the urine tested was not hers or was a false positive in the case of urine testing, or that other information submitted was false.

STATE BOARD OF RESPIRATORY CARE

By:


James Brophy, RRT, President

I have read and understood the within Order and agree to be bound by the terms herein. Consent is hereby given for the Board to enter this Order.



Ida Evans

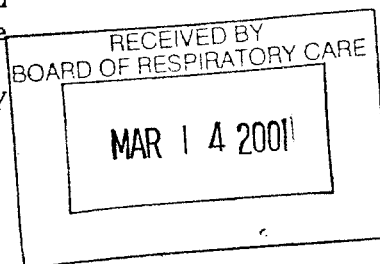
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STATE BOARD OF RESPIRATORY CARE

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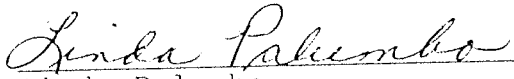
Ida Evans
Ida Evans

I have read and understood
the within Order and agree
to comply with the terms which
relate to her employment monitor.

 *Kirk Tucker, SR.*

Kirk Tucker, SR., R.N.
Employment Monitor

I have read and understood the within
Order and agree to comply with the
terms that relate to counseling and
reporting requirements as Ms. Evans
treating substance abuse counselor,
and urine monitor.

 *Linda Palumbo*

Linda Palumbo
Substance Abuse Counselor

